



Atty. Dkt. No. 087147-0494
Appl. No. 10/781,263

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yoshiyuki INADA et al.
Title: PHARMACEUTICAL
COMPOSITION FOR
ANGIOTENSIN II-MEDIATED
DISEASES
Appl. No.: 10/781,263
Filing Date: 2/19/2004
Examiner: Sun Jae Y. LOEWE
Art Unit: 1626
Confirmation Number: 3131

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Your Petitioner, TAKEDA PHARMACEUTICAL COMPANY, LIMITED, having its principal place of business at 1-1 Doshomachi 4-chome, Chuo-ku, Osaka, JAPAN, represents that it is the owner of the entire right, title, and interest in and to U.S. Patent Application Serial No. 10/781,263, filed 02/19/2004, which is a Reissue of U.S. patent No. 6,348,481, issued 02/19/2002 from U.S. patent Application No. 09/758,355, filed 1/12/2001, which is a divisional of U.S. Patent Application No. 09/563,855, filed 05/04/2000, now U.S. Patent No. 6,228,874, which is a continuation of U.S. Patent Application No. 09/287,167, filed 04/06/1999, which is a continuation of U.S. Patent Application No. 08/883,040, filed 06/26/1997, now U.S. Patent 5,958,961, which is a divisional of U.S. Patent Application No. 08/351,011, filed 12/07/1994, now U.S. Patent No. 5,958,961, which is a continuation-in-part of U.S. Patent Application No. 08/254,541, filed 06/06/1994, by virtue of an Assignment filed and recorded on 1/19/2005, on Reel/Frame 015612/0101, in the United States Patent and

Trademark Office, a copy of which is attached hereto as APPENDIX A. Further, your Petitioner represents that it is the owner of U.S. Patent No. 7,294,344, which issued on U.S. Patent Application No. 10/443308, filed 05/22/2003, which is a divisional of U.S. Patent Application Serial No. 09/601,986, filed 08/09/2000, now U.S. Patent No. 6,589,547 by virtue of an Assignment filed and recorded on 06/02/2005, on Reel/Frame 018917/0406, in the United States Patent and Trademark Office, copies of which are attached hereto as APPENDIX B. Further, your Petitioner represents that it is the owner of Patent No. 6,589,547, which issued from U.S. Patent Application No. 09/601,986, filed 08/09/2000 by virtue of an Assignment filed and recorded on 01/19/2005, on Reel/Frame 015612/0101, in the United States Patent and Trademark Office, copies of which are attached hereto as APPENDIX C.

Your Petitioner, TAKEDA PHARMACEUTICAL COMPANY, LIMITED, hereby disclaims the terminal part of the term of any patent granted on the above identified patent application which would extend beyond the full statutory term, as shortened by any terminal disclaimer, of U.S. Patents Nos. 7,294,344 and 6,589,547, and hereby agrees that any patent so granted on the above identified patent application shall be enforceable only for and during such period that the legal title to U.S. Patents Nos. 7,294,344 and 6,589,547 shall be the same as the legal title to any patent granted on the above identified patent application, this agreement to run with any patent granted on the above identified patent application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on the above identified patent application, prior to the full statutory term of U.S. Patents Nos. 7,294,344 and 6,589,547 as defined in 35 U.S.C. §§154-156 and 173, in the event that U.S. Patents Nos. 7,294,344 and 6,589,547 expires for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims canceled by a reexamination certificate or as a result of an interference proceeding, or is otherwise not deemed to provide the rights conveyed by 35 USC §154, prior to the full statutory term of U.S. Patent 7,294,344 as defined in 35 USC §§154-156 and 173, except for the separation of legal title stated above. Further, Petitioner

does not disclaim any terminal part of a patent granted on the above identified patent application that would extend beyond the present termination of U.S. Patents Nos. 7,294,344 and 6,589,547, in the event that such present term is extended by virtue of compliance with the conditions for term extension of any present or future patent term extension provisions of the patent law, including but not limited to 35 U.S.C. §§155, 155A or 156, and without waiving Petitioner's right to extend the term of a patent granted on the above identified patent application to the extent provided by law.

The undersigned, being the Attorney of Record for the above identified patent application, and duly authorized to act on behalf of Petitioner, certifies that he has reviewed the Assignments attached as APPENDICES A, B, and C and to the best of his knowledge and belief, legal title to the above identified patent application and U.S. Patents Nos. 7,294,344 and 6,589,547 rests with Petitioners, TAKEDA PHARMACEUTICAL COMPANY, LIMITED. The undersigned declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

Respectfully submitted,

Alexey Saprygin

Date

March 16, 2009

By

Stephen B. Maebius

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For Stephen B. Maebius *Reg #56,435*
Attorney for Applicant
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APPENDIX A



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Assignments on the Web > Patent Query

Patent Assignment Abstract of Title

NOTE: Results display only for issued patents and published applications. For pending or abandoned applications please consult USPTO staff.

Total Assignments: 1

Patent #: 6348481

Issue Dt: 02/19/2002

Application #: 09758355

Filing Dt: 01/12/2001

Publication #: 20010004640

Pub Dt: 06/21/2001

Inventors: Yoshiyuki Inada, Keiji Kubo

Title: Pharmaceutical composition for angiotensin II-mediated diseases

Assignment: 1

Reel/Frame: 015612/0101

Recorded: 01/19/2005

Pages: 13

Conveyance: CHANGE OF NAME (SEE DOCUMENT FOR DETAILS).

Assignor: TAKEDA CHEMICAL INDUSTRIES, LTD.

Exec Dt: 06/29/2004

Assignee: TAKEDA PHARMACEUTICAL COMPANY, LIMITED1-1, DOSHOMACHI 4-CHOME
CHUO-KU, OSAKA, JAPAN

Correspondent: DAVID J. CUSHING

2100 PENNSYLVANIA AVENUE, N.W.
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WASHINGTON, DC 20037

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Assignments on the Web > Patent Query

Patent Assignment Abstract of Title

NOTE: Results display only for issued patents and published applications. For pending or abandoned applications please consult USPTO staff.

Total Assignments: 1

Patent #: [7294344](#)

Issue Dt: 11/13/2007

Application #: 10443308

Filing Dt: 05/22/2003

Publication #: [20030198676](#)

Pub Dt: 10/23/2003

Inventors: Yasutaka Igari, Akira Saikawa, Yoshiyuki Inada, Shigeru Kamei

Title: SUSTAINED-RELEASE PREPARATION FOR AII ANTAGONIST, PRODUCTION AND USE THEREOF

Assignment: 1

Reel/Frame: [018917/0406](#)

Recorded: 06/02/2005

Pages: 4

Conveyance: CHANGE OF NAME (SEE DOCUMENT FOR DETAILS).

Assignor: [TAKEDA CHEMICAL INDUSTRIES, LTD.](#)

Exec Dt: 10/13/2004

Assignee: [TAKEDA PHARMACEUTICAL COMPANY LIMITED](#)1-1, DOSHOMACHI 4-CHOME, CHUO-KU
INTELLECTUAL PROPERTY DEPARTMENT
OSAKA, JAPAN 541-0045

Correspondent: MARK CHAO, PH.D., JD

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475 HALF DAY ROAD
LINCOLNSHIRE, IL 60068

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Assignments on the Web > Patent Query

Patent Assignment Abstract of Title

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For pending or abandoned applications please consult USPTO staff.***

Total Assignments: 2

Patent #: 6589547

Issue Dt: 07/08/2003

Application #: 09601986

Filing Dt: 08/09/2000

Inventors: Yasutaka Igari, Akira Saikawa, Yoshlyuki Inada, Shigeru Kamei

Title: SUSTAINED-RELEASE PREPARATION FOR AII ANTAGONIST, PRODUCTION AND USE THEREOF

Assignment: 1

Reel/Frame: 011033/0076

Recorded: 08/09/2000

Pages: 3

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignors: IGARI, YASUTAKA

Exec Dt: 08/03/2000

SAIKAWA, AKIRA

Exec Dt: 08/03/2000

INADA, YOSHIYUKI

Exec Dt: 08/03/2000

KAMEI, SHIGERU

Exec Dt: 08/03/2000

Assignee: TAKEDA CHEMICAL INDUSTRIES, LTD.

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Correspondent: TAKEDA PHARMACEUTICALS AMERICA, INC.

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ARLINGTON, VA 22202

Assignment: 2

Reel/Frame: 015612/0101

Recorded: 01/19/2005

Pages: 13

Conveyance: CHANGE OF NAME (SEE DOCUMENT FOR DETAILS).

Assignor: TAKEDA CHEMICAL INDUSTRIES, LTD.

Exec Dt: 06/29/2004

Assignee: TAKEDA PHARMACEUTICAL COMPANY, LIMITED

1-1, DOSHOMACHI 4-CHOME

CHUO-KU, OSAKA, JAPAN

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